



NEWS RELEASE

Office of the United States Attorney
Eastern District of Texas

FOR IMMEDIATE RELEASE

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FEDERAL GRAND JURY RETURNS MULTIPLE INDICTMENTS FOR FIREARMS VIOLATIONS

(Tyler, TX) A federal grand jury has returned multiple indictments late yesterday for unrelated federal firearms violations in the Eastern District of Texas.

ANTHONY PAUL ASHLEY, 43, of Upshur County, Texas was indicted for Felon in Possession of a Firearm and Felon in Possession of Ammunition. According to information presented by prosecutors, on February 22, 2005 Upshur County Sheriff's deputies were dispatched to a residence on FM 2263 regarding a disturbance. The deputies found Ashley to be intoxicated and in possession of approximately 21 .38 caliber bullets. In a nearby vehicle, deputies recovered a Colt, .38 Special, Revolver. Ashley has a prior felony conviction out of Upshur County for Voluntary Manslaughter.

If convicted, Ashley faces up to ten years in prison and a \$250,000.00 fine.

CALEB KIMBRELL, 26, of Jacksonville, Texas was indicted for Possession with Intent to Distribute Methamphetamine, Possession of a Firearm in Furtherance of Drug Trafficking, Possession of a Machine gun, and Unlawful

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User of a Controlled Substance in Possession of Firearms. According to information presented by prosecutors, in December 2004 and January 2005 agents with the Dogwood Trails Narcotics Task Force and the Bureau of Alcohol, Tobacco, Firearms, and Explosives purchased Methamphetamine and firearms from Kimbrell in an undercover operation. Kimbrell initially agreed to cooperate with the agents in their attempt to apprehend additional drug and gun traffickers but then later broke off contact. Kimbrell was arrested on a federal warrant on April 28, 2005 in Smith County.

If convicted, Kimbrell faces up to life in prison and a \$250,000.00 fine.

ANDY BRYAN WAGNER, 31, of Smith County, Texas has been indicted for Felon in Possession of a Firearm, Felon in Possession of Ammunition, and Possession of a sawed-off shotgun. According to information presented by prosecutors, on July 12, 2004 officers from the Smith County Precinct 2, Constable's office contacted Mr. Wagner at his residence to question him about an alleged assault. Mr. Wagner gave the officers consent to search the house and they discovered two semi-automatic pistols, a sawed-off shotgun with a pistol grip, and various calibers of ammunition. Mr. Wagner has several prior felony convictions out of Smith, Angelina, and Ector counties.

If convicted, Wagner faces up to ten years in prison and a \$250,000.00 fine.

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Assistant U.S. Attorney Jim Noble is prosecuting these cases.

A Grand Jury indictment is not evidence of guilt. All defendants are presumed innocent until proven guilty beyond a reasonable doubt in a court of law.

Federal firearms violations are prosecuted under the Project Safe Neighborhoods (PSN) initiative. PSN is a comprehensive, strategic approach to gun law enforcement that targets gun crime and violent offenders in an effort to make our communities safer. Over the past four years, law enforcement across America increased federal gun crime prosecutions by 76%. Here in the Eastern District of Texas, gun crime prosecutions are up an impressive 93%.

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